PTO-1390 (Rev. 02-2005)
Approved for use through 03/31/2007. OMB 0651-0021
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

ATTORNEY'S DOCKET NUMBER

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#### TRANSMITTAL LETTER TO THE UNITED STATES LA-7690-104 DESIGNATED/ELECTED OFFICE (DO/EO/US) U.S. APPLICATION NO. 41 known, see 31 CPB 1.5) **CONCERNING A SUBMISSION UNDER 35 U.S.C. 371** PRIORITY DATE CLAIMED INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE 23 December 2003 PCT/EP2004/013461 26 November 2004 RECESSED LIGHTING FIXTURE TITLE OF INVENTION APPLICANT(S) FOR DO/EO/US Hartmut S. ENGEL Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: x This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 2. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must 3. Х include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) 5. Х is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. b. is not required, as the application was filed in the United States Receiving Office (RO/US). C. 6. x An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). Х is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). h. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) Х are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. b. х have not been made; however, the time limit for making such amendments has NOT expired. C. d. have not been made and will not be made. x An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 8. An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 9. An English language translation of the annexes of the International Preliminary Examination Report under PCT 10. Х Article 36 (35 U.S.C. 371 (c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 11. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. x A preliminary amendment. 14 An Application Data Sheet under 37 CFR 1.76. x A substitute specification. 15. A power of attorney and/or change of address letter. 16 A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 17. A second copy of the published International Application under 35 U.S.C. 154(d)(4). 18. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 19 x Other items or information: Return Receipt Postcard 20.

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U.S. APPLICATION NOTIFICATION NO. 10. PCT/EP2004/013461							ATTORNEY'S DOCKET NUMBER		
							LA-7690-104		
The following fees have been submitted								CALCULATIONS	PTO USE ONLY
21. X Basic national fee\$300							\$	300.00	
22. x Examination fee							T		
If International preliminary examination report prepared by USPTO and all claims satisfy									
provisions of PCT Article 33(1)-(4)\$100							Ļ	200.00	
All other situations \$200							\$	200.00	
23. x Search fee									
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority\$100									
International Search Report prepared and provided to the Office\$400							I.		
All other situations\$500							\$	500.00	
TOTAL OF 21, 22 and 23 =							\$	1,000.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is									
\$250 for each additional 50 sheets of paper or fraction thereof.									
Total Sheets	Total Sheets Extra sheets		Number of each additional 50 or fraction thereof (round up to a whole number RATE						į.
29 - 100 =	/50	/50 =		1 (Tourid up to a whole flumber		x \$250.00	1		
	Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months						-		
from the earliest							\$		
CLAIMS		RFILED	NUI	MBER EXTRA	F	RATE	┖		
Total claims	2	20 - 20 =		x			\$	0.00	
	ndependent claims 1 - 3 =					\$	0.00		
MULTIPLE DEPENDENT CLAIM(s) (if applicable) + 360.00							\$	4.000.00	
TOTAL OF ABOVE CALCULATIONS =							\$	1,000.00	
Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.							\$		
· SUBTOTAL =							\$	1,000.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months							s		
from the earliest claimed priority date (37 CFR 1.492 (f)).							\$	4 000 00	
TOTAL NATIONAL FEE =							13	1,000.00	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property							\$		
TOTAL FEES ENCLOSED =							s	1.000.00	
								mount to be	\$
								efunded:	Ψ
								mount to be harged:	\$1,000.00
a. A check in the amount of \$ to cover the above fees is enclosed.									
b. X Please charge my Deposit Account No. 50-0337 in the amount of \$1,000.00									
to cover the above fees. A duplicate copy of this sheet is enclosed.									
c. x The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any									
overpayment to Deposit Account No. 50-0337 . A duplicate copy of this sheet is enclosed.									
d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.									
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b))									
must be filed and granted to restore the International Application to pending status.									
SEND ALL CORRESPONDENCE TO:									
M. John Carson SIGNATURE/								n Carson	
FULBRIGHT & JAWORSKI L.L.P.  555 South Flower Street  NAME								54.55.7	
Forty-First Floor									
Los Angeles, California 90071							25	5,090	
l ` ′	(213) 892-9252 REGISTRATION N								(:
CUSTOMER NUMBER: 000167									

# IAP2 Rec'd PCT/PTO 23 JUN 2006

Application No. (if known): Not Yet Assigned

Attorney Docket No.: LA-7690-104

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV841978420US in an envelope addressed to:

MS PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

English language translation of the International application English language translation of the amendments to the claims English language translation of the German language annex Substitute Specification

Substitute Specification Preliminary Amendment

Transmittal Letter to the United States Designated-Elected Office

Charge \$1000.00 to deposit account 50-0337

### **DECLARATION**

I, Jeffrey C. Barfield of Alpenrosenstrasse 3, 82377 Penzberg, Germany, do hereby declare that I am conversant with the English and German languages and that I am a competent translator thereof.

I verify that the attached English translation is a true and accurate translation of the German language Annex (plus enclosures) of the International Preliminary Report on Patentability dated February 21, 2005 with respect to the patent application WO 2005/066538 A1 having the international file reference PCT/EP2004/013461 with the application date November 26, 2004.

Date: June 1, 2006

Jeffrey C. Barfield

## **DECLARATION**

I, Jeffrey C. Barfield of Alpenrosenstrasse 3, 82377 Penzberg, Germany, do hereby declare that I am conversant with the English and German languages and that I am a competent translator thereof.

I verify that the attached English translation is a true and accurate translation of the German language patent application WO 2005/066538 A1 having the international file reference PCT/EP2004/013461 with the application date November 26, 2004.

Date: June 1, 2006

Jeffrey C. Barfield